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AFW

Docket No.: KCC-15,529

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicants: John David TUCKER, et al.

Serial No.: 09/967,218

Filing Date: 28 September 2001

Title: TEXTILE FIBERS MADE FROM
STRENGTHENED POLYPROPYLENE

Confirmation No. 7138

Customer No. 35844

Group No. 1711

Examiner: T. Tran

RESPONSE TO RESTRICTION REQUIREMENT

Mail Stop Amendment
Commissioner for Patents
P.O. Box 1450
Alexandria, Virginia 22313-1450

Dear Sir:

In response to the Restriction Requirement mailed 14 July 2004, Applicants respectfully elect the species of ethylene-propylene-diene-monomer. As indicated in Paragraph 7 of the Restriction Requirement, Claims 1, 4-11, and 20-23 shall be examined together in accordance with this election. This election is made with traverse on the basis that the Examiner has issued four separate Office Actions in which all of the claims, including all of the currently-identified species, have been examined. Thus, the Examiner has shown that the search and examination of the entire application has been made (four times) without serious burden.

I hereby certify that this correspondence (along with any paper referred to as being attached or enclosed) is being deposited with the United States Postal Service as First Class Mail in an envelope addressed to: Mail Stop Amendment, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on

August 5, 2004
8/5/04
Date

Signature

KCC-1125

MR/S

MPEP §803 states that “[i]f the search and examination of an entire application can be made without serious burden, the examiner must examine it on its merits, even though it includes claims to independent or distinct inventions.”

Additionally, MPEP §803 states that “[i]f the members of the Markush group are sufficiently few in number or so closely related that a search and examination of the entire claim can be made without serious burden, the examiner must examine all the members of the Markush group in the claim on the merits, even though they are directed to independent and distinct inventions. In such a case, the examiner ... will not require restriction.”

Applicants believe that all pending claims in this case are now in condition for allowance. If the Examiner feels that any issues remain regarding this Restriction Requirement, then Applicants’ undersigned attorney would like to discuss the case with the Examiner. The undersigned can be reached at (847) 490-1400.

Respectfully submitted,



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